UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WISCONSIN

RIGOBERTO RUIZ,

Plaintiff,

v.

CONAGRA FOODS PACKAGED FOODS, LLC

Case No. 2:21-cv-00387-SCD

Defendant.

CONAGRA FOODS PACKAGED FOODS, LLC'S NOTICE OF MOTION AND MOTION FOR JUDGMENT ON THE PLEADINGS

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 12(c), Defendant, ConAgra Foods Packaged Foods, LLC ("ConAgra"), by and through its undersigned counsel, hereby moves the Court for judgment on the pleadings and for an order dismissing Plaintiff's Amended Complaint for failure to state a claim. ConAgra supports its Motion with the accompanying Memorandum of Law in Support of Defendant's Motion to for Judgment on the Pleadings.

Dated this 11th day of August, 2021.

s/ Patrick M. Harvey

Patrick M. Harvey State Bar No. 1059695 Emily L. Stedman State Bar No. 1095313 Attorneys for Defendant, ConAgra Foods Packaged Foods, LLC HUSCH BLACKWELL LLP 511 North Broadway, Suite 1100 Milwaukee, Wisconsin 53202 Telephone: 414.273.2100

Fax: 414.223.5000

Email: patrick.harvey@huschblackwell.com emily.stedman@huschblackwell.com